

## PATENT

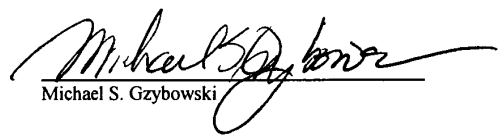
PATENT APPLICATION*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

*Group*  
*Art Unit:* Unknown  
  
*Attorney*  
*Docket No.:* HER0050  
  
*Applicant:* Edmond D. Roussel et al.  
  
*Invention:* USE OF PRONIONIC BACTERIA FOR  
PRODUCING PROPIONIC ACID AND/OR  
PROPIONATES IN THE COLON  
  
*Serial No:* 10/031,477  
  
*Filed:* Unassigned  
  
*Examiner:* Unknown

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231

on May 15, 2002

  
Michael S. Gzybowski

SUBMISSION OF EXECUTED DECLARATION

Box PCT  
Assistant Commissioner for Patents  
Washington, DC 20231

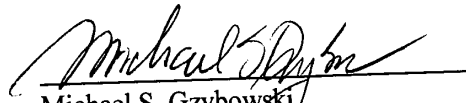
Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed April 8, 2002, enclosed herewith is the executed Declaration identifying the application by the International application number and international filing date for the above-identified application together with a copy of the Notification. If any fees are due in connection with filing this response, the Commissioner is authorized to charge any additional amount due to Account No. 02-0385, BAKER & DANIELS.

PATENT

It is submitted that with the filing of the above documents, the application is complete and may be submitted for examination by the Patent and Trademark Office.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael S. Gzybowski", is written over a horizontal line.

Michael S. Gzybowski  
Registration No. 32,816  
Attorney for Applicants

MSG/mln/235965

Baker & Daniels  
111 East Wayne Street, Suite 800  
Fort Wayne, IN 46802  
260-424-8000

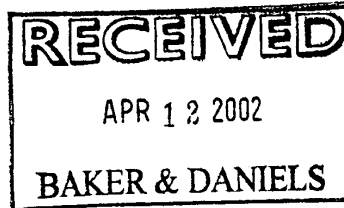


UNITED STATES PATENT AND TRADEMARK OFFICE

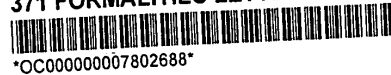
Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/031,477	FIRST NAMED APPLICANT Edmond Daniel Roussel	ATTY. DOCKET NO. HER0050
INTERNATIONAL APPLICATION NO. PCT/FR00/02072		
I.A. FILING DATE 07/19/2000	PRIORITY DATE	

Anthony Niewyk  
Baker & Daniels  
111 East Wayne Street  
Suite 800  
Fort Wayne, IN 46802



CONFIRMATION NO. 1783  
371 FORMALITIES LETTER



\*OC000000007802688\*

Date Mailed: 04/08/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

REPLY DUE: Declaration

6-8-02  
DOCKET 1 ☒ DOCKET 2 ☒

A copy of this notice **MUST** be returned with the response.

LAMONT M HUNTER

Telephone: (703) 305-3686

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/031,477	PCT/FR00/02072	HER0050

FORM PCT/DO/EO/905 (371 Formalities Notice)